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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/581,437	06/02/2006	Assaf Frenkel	B-6019PCT 623501-9	1244
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OHLANDT, GREELEY, RUGGIERO & PERLE, LLP ONE LANDMARK SQUARE, 10TH FLOOR STAMFORD, CT 06901			EXAMINER CHEN, SHIN HON	
			ART UNIT	PAPER NUMBER
			2431	
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			11/24/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/581,437	Applicant(s) FRENKEL ET AL.	
	Examiner SHIN-HON CHEN	Art Unit 2431	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07 July 2009.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 18 September 2008 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. Claims 1-24 have been examined.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-24 are rejected under 35 U.S.C. 102(e) as being anticipated by Ahuja et al. U.S. Pub. No. 20050127171 (hereinafter Ahuja).

4. As per claim 1, Ahuja discloses a method for integrating data or content of intercepted communication with an at least one stored record, the method comprising the steps of:

receiving intercepted from an interception source data or content of the intercepted communication in which a target participates, the communication intercepted in accordance with a warrant (Ahuja: [0004]: intercept object being transmitted over a network based on rule);

receiving an at least one stored record from a data retention source (Ahuja: [0004]: retrieve record from database); and

analyzing and integrating the at least one stored record in association with the intercepted communication data or content (Ahuja: [0004]: determine whether the intercepted data match stored data).

5. As per claim 2, Ahuja discloses the method of claim 1. Ahuja further discloses wherein the at least one stored record is a communication traffic stored record (Ahuja: [0046]: registered sensitive data).

6. As per claim 3, Ahuja discloses the method of claim 1. Ahuja further discloses wherein the at least one stored record is a non-communication traffic stored record (Ahuja: [0046]).

7. As per claim 4, Ahuja discloses the method of claim 3. Ahuja further discloses wherein the at least one stored record is any of the group consisting of a customer record, a financial record, or a travel record (Ahuja: [0047]).

8. As per claim 5, Ahuja discloses the method of claim 1. Ahuja further discloses a querying step for querying the data retention source (Ahuja: [0040]: query the database).

9. As per claim 6, Ahuja discloses the method of claim 1. Ahuja further discloses a data retrieval step according to one or more criteria (Ahuja: [0040]: search criteria).

10. As per claim 7, Ahuja discloses the method of claim 1. Ahuja further discloses wherein the stored record comprises information which is a response to a query addressed to the data retention source (Ahuja: [0040]).

Art Unit: 2431

11. As per claim 8, Ahuja discloses the method of claim 1. Ahuja further discloses a display step for displaying information to a user (Ahuja: [0040]: the result can be displayed).

12. As per claim 9, Ahuja discloses the method of claim 8. Ahuja further discloses wherein the display step displays any one of the following: an at least one result associated with the analyzing step, raw data, or information related to an operation performed by the user (Ahuja: [0040]).

13. As per claim 10, Ahuja discloses the method of claim 8. Ahuja further discloses wherein the display step provides graphic presentation of information (Ahuja: [0040]: display through user interface).

14. As per claim 11, Ahuja discloses the method of claim 10. Ahuja further discloses wherein the graphic representation comprises an at least one connection map (Ahuja: [0041]).

15. As per claim 12, Ahuja discloses the method of claim 8. Ahuja further discloses wherein the display step provides textual presentation of information (Ahuja: [0041]).

16. As per claim 13, Ahuja discloses the method of claim 1. Ahuja further discloses an abstraction step for eliminating information from the at least one stored record (Ahuja: [0040]: data mining, parsing the query and scan the tag database).

Art Unit: 2431

17. As per claim 14, Ahuja discloses the method of claim 13. Ahuja further discloses wherein the information being eliminated is identifying information (Ahuja: [0040]).

18. As per claim 15, Ahuja discloses the method of claim 1. Ahuja further discloses a formatting step for formatting intercepted communication traffic data or communication traffic content or at least one stored record (Ahuja: [0040]).

19. As per claim 16, Ahuja discloses the method of claim 1. Ahuja further discloses a storing step for storing intercepted communication traffic data or communication traffic content, or an at least one stored record (Ahuja: [0023]).

20. As per claim 17, Ahuja discloses the method of claim 16. Ahuja further discloses wherein the storing step stores the intercepted communication traffic data or communication traffic content, or the at least one stored record in a database (Ahuja: [0023]).

21. As per claim 23, Ahuja discloses the method of claim 1. Ahuja further discloses wherein the data retention source is external to an operator of the interception source (Ahuja: figure 5: object store module).

22. As per claim 18-22 and 24, claims 18-22 and 24 encompass the same scope as claims 1-17 and 23. Therefore, claims 18-22 and 24 are rejected based on the same reason set forth above in rejecting claims 1-17 and 23.

Response to Arguments

23. Applicant's arguments filed on 7/7/09 have been fully considered but they are not persuasive.

Regarding applicant's remarks, applicant mainly argues that the prior art of record does not explicitly disclose intercepting communication not limited to documents and files and use of warrant to intercept communication data. However, the examiner disagrees. Claims 1-24 are rejected based on broadest reasonable interpretation of the claims and "communication" is defined as communication in any form between two or more entities. Furthermore, the use of warrant is not distinguishable over the prior art because it is interpreted as a rule or policy of the intercept system to capture data. Therefore, although the terms may be different, the core concept of intercept and capturing data is disclosed in the prior art and applicant's argument is traversed in light of above explanation.

Conclusion

24. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Fiatal et al. U.S. Pub. No. 20090016526 discloses method for intercepting events in a communication system.

Brady U.S. Pub. No. 20080276294 discloses legal intercept of communication traffic particularly useful in a mobile environment.

Art Unit: 2431

Makinen et al. U.S. Pub. No. 20060034198 discloses informing a lawful interception system of the serving system an intercepted target.

Fiatal et al. U.S. Pat. No. 7441271 discloses method for intercepting events in a communication system.

25. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SHIN-HON CHEN whose telephone number is (571)272-3789. The examiner can normally be reached on Monday through Friday 8:30am to 5:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William R. Korzuch can be reached on (571) 272-7589. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2431

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Shin-Hon Chen
Primary Examiner
Art Unit 2431

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